HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri Dilip Raosaheb Deshmukh, J.

M.A.(C). No. 1118/2007

APPELLANT Dayal Mohare, S/o Suraj Mohare, Aged about-45 years, R/o Near Changorabhata Talab, Police Station – Purani Basti, Tahsil & District Raipur (C.G.)

versus

RESPONDENTS

1. Parmanand Bhoi, S/o Shri Manrakhan Bhoi, Occupation – Driver, R/o Behind Mahadevghat School, P.S. Purani Basti, Tahsil & District Raipur (C.G.)

2. Vishnu Agrawal, S/o Bhagwandas Agrawal, Aged about 30 years, Occupation – Owner of Vehicle R/o Choubey Colony, Raipur, Tahsil & District Raipur (C.G.).

3. National Insurance Co. Ltd., Branch No.-one, Raipur (C.G.)

Memorandum of Appeal Under Section 173 of the Motor Vehicles Act, 1988

Present : Shri Vivek Rathore, Counsel on behalf of Shri Vinod Lalchandani, counsel for the appellant.

ORAL ORDER
(Passed on 12th October, 2007)

Heard on admission.

2. The appellant is aggrieved by an award 30-04-2007 passed by 7th Additional Motor Accidents Claims Tribunal, (hereinafter referred to as "the MACT") Raipur in Claim Case No.38/2006 whereby in a case of grievous injury, compensation of Rs.55,000/- has been awarded.

3. It is not in dispute that the medical evidence was not adduced before the M.A.C.T. It is also not in dispute that no permanent disability was caused to the appellant and that the expenses in treatment were reimbursed since the appellant/claimant was a Government servant.

4. In this view of the matter, compensation of Rs.55,000/- awarded by the M.A.C.T. in a case of grievous injury sustained by the appellant/claimant is just and reasonable compensation and calls for no interference in this appeal.

5. The appeal being devoid of merit is dismissed at the stage of admission.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Kvr